

IN THE UNITED STATES
DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
SOUTHERN DIVISION

UNITED STATES OF AMERICA)
)
 Plaintiff,)
) CRIMINAL CASE NO. TDC-18-0011
 vs.)
)
TRANSPORT LOGISTICS)
INTERNATIONAL, INC.,)
)
 Defendant.)

TRANSCRIPT OF PROCEEDINGS - MOTIONS HEARING
BEFORE THE HONORABLE THEODORE D. CHUANG
UNITED STATES DISTRICT JUDGE
MONDAY, MARCH 12, 2018; 2:00 P.M.
GREENBELT, MARYLAND

A P P E A R A N C E S

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1 P R O C E E D I N G S

2 (Call to Order of the Court.)

3 THE DEPUTY CLERK: All rise.

4 The United States District Court for the District of
5 Maryland is now in session, the Honorable Theodore D. Chuang
6 presiding.

7 THE COURT: Good morning -- good afternoon. Please
8 be seated.

9 THE DEPUTY CLERK: The matter now pending before this
10 Court is Criminal No. TDC-18-0011, United States of America
11 versus Transport Logistics International, Incorporated. We're
12 here for the purpose of a status hearing.

13 Counsel, please identify yourself for the record.

14 MR. SALEM: Good afternoon, your Honor. David Salem
15 and Michael Packard on behalf of the United States. With us at
16 counsel table is Chris Cestaro, who is the Assistant Chief of
17 the Fraud Section, Department of Justice. And to Mr. Packard's
18 left is Derek Ettinger who also works as trial attorney for the
19 Fraud Section, Department of Justice.

20 THE COURT: Good afternoon.

21 MR. SALEM: We're here today, your Honor, for an
22 arraignment of the company, as well as the status conference,
23 and then to deal with deferred prosecution.

24 THE COURT: Okay, I was not aware we were doing an
25 arraignment but that's fine.

1 MR. SALEM: Your Honor, with the Court's permission,
2 I think Mr. Cestaro will speak for the Government during the
3 afternoon today.

4 THE COURT: Okay.

5 And then for the Defense?

6 MR. BUCHANAN: Thomas Buchanan from the firm Winston
7 & Strawn on behalf of TLI, and with me is the corporate
8 representative, the present CEO of TLI, Adrien Magnan.

9 THE COURT: Okay, thank you. Good afternoon.

10 MR. MAGNAN: Good afternoon.

11 THE COURT: So I suggested we get together today
12 because I think the Government provided me with their proposed
13 Deferred Prosecution Agreement, and I wanted to get a little
14 more context for how it came to this. I had a few questions
15 about it.

16 First of all, just so I understand it, Mr. Cestaro,
17 we've -- you filed the Information; is that correct?

18 MR. Cestaro: Yes, your Honor. The Information was
19 filed on January 10th.

20 THE COURT: And the idea here is that as part of your
21 overall investigation, some of the executives have already
22 either been prosecuted or are currently being prosecuted; is
23 that right?

24 MR. CESTARO: That's correct, your Honor.

25 THE COURT: So can you tell me a little bit about the

1 -- maybe you can pull the microphone up a little higher. Tell
2 me what you know about this company now versus at the time this
3 was all happening. So, for example, was current management
4 part of the management structure when this was all going on, or
5 is it sort of under new management?

6 MR. CESTARO: Yes. So at the time of the conduct
7 that's alleged in the Information, there were individuals at
8 the company that were involved in that conduct, and so we were
9 holding the company responsible for the actions of those
10 individuals.

11 At this present time, the company has fully remediated and
12 the culpable individuals are no longer at the company; and so
13 the company is employing individuals that were innocent of the
14 conduct that was alleged in the Information.

15 THE COURT: So give me a better sense then. So, for
16 example, the current Board of Directors. The events of the
17 conspiracy runs through 2014. So are there any members of the
18 Board of Directors now who were members of the Board of
19 Directors four years ago or any officers?

20 MR. CESTARO: There are overlapping employees and
21 officers but it's not -- the individuals that are culpable of
22 the conduct, the individuals that were engaged and involved in
23 the conduct are no longer with the company.

24 THE COURT: Just the two individuals that have been
25 charged, or are there other people who were also involved?

1 MR. CESTARO: As far as the individuals that are
2 culpable, are the individuals that have been charged in this
3 matter.

4 THE COURT: Well, I don't know what you mean by
5 individuals who are culpable. I mean, no one is culpable until
6 they are convicted. So you're telling me that you know who was
7 involved and who wasn't involved, and none of the people who
8 currently work at the company were involved in any criminal
9 activity? That's your representation now?

10 MR. CESTARO: That is what our investigation has
11 determined at this point, your Honor.

12 THE COURT: Okay.

13 But there are overlapping directors and officers from that
14 time?

15 MR. CESTARO: Yes, your Honor.

16 THE COURT: But in terms of being able to say, for
17 example, that no one from the company was involved, that's one
18 thing; but you could also -- you wouldn't be able to say there
19 is no one -- I mean, one question I think that crossed my mind
20 was, was there anybody in the leadership position at the
21 company who should have uncovered this?

22 And there certainly were people who were in place, you
23 said, so perhaps there were people who at least had the
24 potential for having uncovered this and who didn't, whether
25 they have been charged or whether anyone has found any evidence

1 against them or not.

2 MR. CESTARO: The individuals that have been charged
3 are -- were the highest level executives at the company. So it
4 was the co-presidents of the company. So they -- there were
5 not people above them other than the Board of Directors.

6 THE COURT: So who was the Board of Directors in the
7 sense of -- I don't think I have the context for how large a
8 company this is. You know, are the directors independent? Are
9 the directors inside directors? Sometimes it's a family
10 business. Give me more context on what the directors were like
11 at the time of the incident.

12 MR. CESTARO: So this was a small company that is
13 owned by an overseas parent company, and the directors
14 included --

15 THE COURT: Where is the overseas parent company
16 located?

17 MR. CESTARO: There is a company located in Germany
18 and a company -- an ultimate parent located in France.

19 THE COURT: Okay.

20 MR. CESTARO: And so the Board of Directors included
21 the co-presidents of the company, as well as representatives
22 from -- that were appointed from the parent company.

23 At this point the two co-presidents that were involved in
24 this conduct are no longer with the company, are no longer on
25 the Board of Directors, and the company continues. We have not

1 identified evidence that individuals at the parent companies
2 were involved and complicit in the misconduct.

3 And so we have identified that the appropriate resolution
4 in this case is with TLI, and we've also determined that the
5 appropriate resolution in this matter is a deferred prosecution
6 with the company; and so we're before the Court today seeking
7 to defer prosecution pursuant to the terms of the Agreement.

8 THE COURT: I understand. So just let me finish up
9 my line of questions on that issue.

10 So the Board of Directors pre-dating the -- or during the
11 time of this incident, we have the co-presidents who were
12 inside directors. The other directors were all outside. They
13 weren't part of company management; they were just --

14 MR. CESTARO: As far as other directors, I believe
15 they were all outside of TLI, the organization itself, yes.

16 THE COURT: Okay.

17 And then are any -- were there any officers of the company
18 who are still officers of the company?

19 MR. CESTARO: Officers of the company at the time
20 that are still officers of the company today?

21 THE COURT: Yes.

22 MR. CESTARO: I believe the Chief Financial Officer
23 at the time is still an officer of the company today.

24 THE COURT: In the same position?

25 MR. CESTARO: I believe so, your Honor, yes.

1 THE COURT: And what about the current CEO? What was
2 the CEO's status in 2014?

3 MR. CESTARO: I believe the CEO was brought in after
4 this misconduct occurred.

5 THE COURT: Okay.

6 And you said the CFO then is the only holdover officer
7 from the 2014 time period?

8 MR. CESTARO: I believe that is correct. If Counsel
9 will correct me if I'm wrong in that.

10 MR. BUCHANAN: That is correct.

11 THE COURT: Okay.

12 So it's all new management except for the CFO?

13 MR. CESTARO: Yes, your Honor.

14 THE COURT: And all new directors except for the two
15 charged individuals?

16 MR. CESTARO: The independent directors from the
17 parent company may still be --

18 THE COURT: I see.

19 MR. CESTARO: -- with the parent company.

20 THE COURT: Okay.

21 Okay, and then I did want to ask about this independent
22 analysis that supposedly occurred regarding the ability of the
23 company to pay a fine. So I think it said that not just the
24 company but the Government had identified someone independent
25 to conduct an analysis. Could you tell me more about how that

1 came about, what it consisted of?

2 MR. CESTARO: Yes, your Honor.

3 The company made a representation that it was unable to
4 pay the full guideline fine and we, the Department, went to
5 endeavor to test those assertions. So we hired a forensic
6 accounting firm to assist us in that verification, and with the
7 assistance of the independent accounting firm, we did an
8 independent analysis of those assertions.

9 We determined that the company's assertions were accurate
10 and that the company was unable to pay more than the amounts
11 that are outlined in this agreement, and that paying more than
12 that amount would substantially jeopardize the company's
13 ability to continue.

14 And the sentencing guidelines themselves under 8C3.3(b)
15 make an allowance for this type of analysis to occur and state
16 that if the company has an inability to pay the full criminal
17 penalty, then it is appropriate then to determine the amount
18 that the company is able to pay without substantially
19 jeopardizing the continued existence of the company.

20 THE COURT: So how many employees are there or what's
21 their annual -- I would like to get some order of magnitude for
22 how large this company is. You know, what are their annual
23 sales, profits, number of employees?

24 MR. CESTARO: The number of employees is in excess of
25 50 is my understanding. I don't have the exact number

1 available to me.

2 THE COURT: But below a hundred or something?

3 Mr. Buchanan?

4 MR. BUCHANAN: It currently has 42 employees.

5 THE COURT: 42 employees, okay. So not a
6 substantially large company.

7 And then what is their current line of business? I don't
8 know if it's changed.

9 MR. BUCHANAN: The current line of business, it's a
10 transportation company, and what it was involved in was
11 transporting -- at the time of the relevant time period, they
12 were involved in shipping and trucking enriched nuclear uranium
13 from Russia to the United States to nuclear power plants and
14 shipping it back. And they also did other shipping. They
15 manufactured cylinders to contain the enriched nuclear uranium.

16 So that's what they continue to be, a shipping company, a
17 transportation company.

18 THE COURT: Primarily for uranium or for any -- for a
19 wide variety of products?

20 MR. BUCHANAN: A hundred percent uranium.

21 THE COURT: And how much of their business is
22 government contracts versus private business contracts?

23 MR. BUCHANAN: I don't believe they have any
24 government contracts.

25 THE COURT: Okay. Or subcontracts?

1 MR. BUCHANAN: They don't have any of those either.

2 THE COURT: Okay.

3 MR. BUCHANAN: A lot of the work they did that's
4 mentioned in the criminal information are related to a
5 government program where we worked for the government to
6 transport this enriched uranium from Russia to the United
7 States. So that was pursuant to a program that we were paid by
8 the companies in question that we did work with.

9 THE COURT: So, Mr. Cestaro, I know the senior
10 leadership of the company was involved in the alleged criminal
11 activity. What percentage of the company's business in 2014
12 was, for lack of a better word, tainted by all of this
13 activity? So, for example, the projects that were supported by
14 or that were obtained through these payments, is that 10
15 percent of the company's business at the time? Was it
16 80 percent? What would it have been?

17 MR. CESTARO: My understanding is that it was a
18 substantial percentage of the company's business. I don't know
19 the precise percentage. It wasn't 80 percent. It was a
20 smaller number than that, but I don't know the precise
21 percentage.

22 MR. BUCHANAN: So currently it's zero but prior to
23 2014, I think it was about 70 percent that was involved with
24 TENEX, which is a company identified in the Information.

25 THE COURT: Okay.

1 And then with respect to the activities of the -- you
2 mentioned this TLI was owned by a foreign company. So the two
3 perpetrators or the two charged individuals, did they have an
4 ownership interest in the company? Did they own any percentage
5 of the stock? Was it negligible? Was it a controlling
6 interest? What was it at the time?

7 MR. CESTARO: At the time the individuals had an
8 ownership interest in TLI itself. I believe it was
9 approximately five percent each.

10 THE COURT: Okay.

11 And then another question I have is I believe in your
12 submission you note that they did not -- the company did not
13 self-report any of this, correct?

14 MR. CESTARO: That's correct, your Honor.

15 THE COURT: So, as Mr. Salem has indicated, I don't
16 think it's that common to have deferred prosecution agreements
17 in this district, so I haven't dealt with them in this role,
18 though I've dealt with them in previous roles as an attorney;
19 and it seems as if, among other reasons, why you might give a
20 deferred prosecution agreement would be because the company
21 fully cooperated, the company uncovered the fraud, perhaps
22 maybe even have reported it, self-reported it to the
23 government.

24 My impression from the other cases that have -- that are
25 related in this case is that none of that happened. There is

1 nobody from TLI, the Board -- no one came forward and said
2 we've got a problem here, government. Am I missing something
3 or is that correct?

4 MR. CESTARO: So while you're correct that the
5 company did not self-report the conduct, when the conduct was
6 brought to the company's attention, the company did fully
7 cooperate with our investigation and that cooperation assisted
8 in the prosecutions.

9 THE COURT: Okay.

10 MR. CESTARO: The company is continuing to cooperate
11 with our investigation. The company also remediated the
12 conduct and removed the individuals that were involved. The
13 company enhanced its compliance program.

14 And then another reason that a DPA was considered in this
15 matter is because there were collateral consequences that the
16 company may face with a guilty plea that are not as acute with
17 a deferred prosecution agreement.

18 THE COURT: Such as?

19 MR. CESTARO: Such as issues with their regulators,
20 as well as licensing issues that the company raised to our
21 attention that the company -- those collateral consequences are
22 less clear in the context of a deferred prosecution agreement;
23 and so in order to not put the company at a substantial
24 jeopardy of not continuing as a business, it was determined
25 that a DPA was appropriate in this situation.

1 THE COURT: Okay.

2 MR. CESTARO: And the only other thing I would note
3 is that we have -- the Department has entered into deferred
4 prosecution agreements with companies that did also not
5 self-report conduct. This is not unique.

6 THE COURT: So of the 49 employees, how many of them
7 are based in the United States, and how many of them are based
8 overseas? Or 42, however the number was.

9 MR. CESTARO: I believe the vast majority of those
10 are U.S. based employees. All of them at this point?

11 MR. BUCHANAN: They are all employed in the United
12 States.

13 THE COURT: Where is the office of the headquarters
14 or the plant, whatever facility it is?

15 MR. BUCHANAN: The plant is -- TLI headquarters is
16 not too far from here. Fulton, Maryland.

17 THE COURT: Where?

18 MR. BUCHANAN: Fulton, Maryland.

19 THE COURT: Okay.

20 MR. BUCHANAN: It's a very small operation.

21 I would just point out that all of the employees came
22 forward and were interviewed by the Government, and the
23 Government determined, after interviewing all of the employees
24 that were in any way involved or referenced in any email, that
25 they were not involved and their jobs were dependent.

1 I would add that in terms of the issue of the regulation,
2 the regulators and permits and licenses were depended to
3 operate on these licenses and permits from the Department of
4 Transportation, Department of Commerce, NRC. And the
5 Government and TLI have approached the regulators in sort of a
6 hypothetical presentation to what would happen if it were a DPA
7 versus a criminal plea, and obviously the stakes increased
8 dramatically if it's a criminal plea.

9 And so we're here basically to -- in this context to try
10 to save the jobs of those employees, which most likely will be
11 lost.

12 THE COURT: Well, I don't know about that. I mean,
13 how do we know the business couldn't be sold to someone else
14 totally independent of this activity? I mean, you're
15 acknowledging the directors are some of the same people who
16 were running this company four years ago. So how do we know
17 that these jobs would be lost if the company had to liquidate
18 and someone else could take over this line of work or sell it
19 to people who are completely untainted by this when you've got
20 a Board of Directors who were asleep at the switch?

21 MR. BUCHANAN: Well, the Board of Directors, there
22 were two directors who were in the United States, one who has
23 pled and one who has been charged. The other independent
24 director was in Germany.

25 THE COURT: I thought -- you gave me the impression

1 that there was more than one other person. Is that not right?
2 I thought you said that there were other directors. You're
3 saying there were only three directors at the time?

4 MR. BUCHANAN: There was also a French director, but
5 in terms of the United States --

6 THE COURT: Who is still a director?

7 MR. BUCHANAN: I think only the German director is
8 carried over.

9 THE COURT: So there are four directors? There were
10 at the time?

11 MR. BUCHANAN: Right.

12 THE COURT: So why weren't those directors removed as
13 part of this agreement?

14 MR. CESTARO: Your Honor, we did not find evidence
15 that they were involved or complicit in this activity.

16 THE COURT: They didn't have sufficient controls in
17 place, though, did they?

18 MR. CESTARO: The company has since enhanced its
19 controls, and the company has taken, you know, the remedial
20 actions and the compliance enhancements necessary in order to
21 ensure that this does not continue to happen.

22 THE COURT: So, Mr. Cestaro, just as a philosophical
23 matter from the Department of Justice standpoint, the thing
24 that always bothers me about deferred prosecution agreements is
25 that it seems as if the discussion is always about what do we

1 do to save the company when it's the company and its personnel
2 who were engaged in crimes. I mean, why is the goal always to
3 save the company as opposed to render justice when there has
4 been significant criminal activity?

5 MR. CESTARO: Well, here in this case --

6 THE COURT: It seems like the Department spends a lot
7 of time trying to figure out how to save these companies when,
8 perhaps, they should not have engaged in crimes in the first
9 place.

10 MR. CESTARO: Well, here, in this case, you know, we
11 are seeking justice, and we're holding the individuals that are
12 directly involved in this conduct accountable. We have the
13 guilty plea. We have the charges against the other
14 co-president. We have the plea from Mr. Mikerin and the --
15 here the interest in protecting the company is really an
16 interest in protecting the innocent employees, the employees
17 that are currently working at the company that rely on the
18 company for a salary and not jeopardizing their continued --

19 THE COURT: But the people who own the company, these
20 French and German interests, why are they being protected?
21 Because they are the ones who make the -- you know, get the
22 most out of this, not the employees. Why aren't they forced to
23 get out of this business somehow?

24 MR. CESTARO: We don't have a -- we don't have
25 evidence that those people were involved or aware of this

1 conduct and so --

2 THE COURT: Well, the issue isn't really that, is it?
3 I mean, isn't the issue whether the company can be -- you filed
4 this Information. So you believe there is probable cause to
5 believe that the institution is criminally liable, correct?

6 MR. CESTARO: We believe -- yes, through the acts of
7 the employees that have been charged.

8 THE COURT: So you have a case. You have probable
9 cause to believe a crime was committed. You have a potential
10 defendant, and yet you're deferring from prosecuting because
11 there are certain people as part of the company who had nothing
12 to do with it and because there is some collateral damage.

13 Every criminal case we have there is collateral damage.
14 There are family members who suffer greatly, and the Department
15 doesn't seem to worry about their fate when they charge a
16 defendant. So why is this different?

17 MR. CESTARO: Well, in this case, you know, the
18 company also, once the conduct was brought to their attention,
19 did the right things. So the company fully cooperated. The
20 company remediated. Their cooperation was extensive and
21 assisted us in making these prosecutions, and the Department
22 wants to incent companies to continue to do those things, and
23 we think those things are extremely important.

24 So in addition to wanting the company -- we're not in the
25 business of trying to put companies out of business. There is

1 also the cooperation and the remediation and the compliance
2 enhancements that we do want to incent going forward.

3 THE COURT: Uh-huh.

4 MR. CESTARO: And if this was simply an effort to try
5 to seek a death penalty for the company, then that may not
6 incent future companies to do those things, to cooperate, to
7 remediate, to --

8 THE COURT: Or it would incentivize them to police
9 their own shops better than this one did.

10 MR. CESTARO: Well, we're hopeful that through both,
11 you know, the Deferred Prosecution Agreement with the company
12 but also through the charges against the individuals and the
13 pleas with the individuals, that that will be a sufficient
14 deterrent to other companies and other individuals when viewing
15 conduct like this.

16 THE COURT: How does a deferred prosecution agreement
17 provide any deterrence?

18 MR. CESTARO: It has obligations for the company that
19 it needs to continue to cooperate, that the company needs to
20 report to the Government on an annual basis, that the company
21 needs to meet the standards of the compliance that's outlined
22 in the Agreement, as well as that the company needs to pay the
23 fine.

24 And so there are a number of obligations of the company,
25 and if the company doesn't meet those things, doesn't move

1 forward as a good corporate citizen, then the company will --
2 the Agreement will be breached, and the company will be
3 charged. We think that is a significant deterrence.

4 THE COURT: What about general deterrence, though?

5 MR. CESTARO: General deterrence? You know, I expect
6 companies are not looking to be -- enter into deferred
7 prosecution agreements. Companies do not want to have -- you
8 know, be broadcast that they have engaged in misconduct, do not
9 want to pay criminal penalties, do not want to have the -- have
10 to report to the Government about their compliance, and do all
11 of these steps that are required in the agreement.

12 So that, coupled with the individual prosecutions, which
13 are closely aligned here, I think is a sufficient deterrent to
14 other individuals -- companies act through their individuals --
15 and other companies from engaging in this conduct going
16 forward.

17 THE COURT: Okay.

18 Now, I think there had been some earlier informal
19 communication about whether we were going to seal any of these
20 proceedings. Is it your position that either the proceedings
21 or the Deferred Prosecution Agreement or the Information or any
22 of this stuff needs to be sealed?

23 MR. CESTARO: No, your Honor. We would ask that the
24 Information be unsealed at this time. We are prepared to file
25 the Deferred Prosecution Agreement at this time. And so there

1 is no request for sealing.

2 THE COURT: Okay.

3 So just as a matter of process, other than me
4 understanding the nature of this agreement, which I think I
5 have a better understanding of now, I appreciate both sides
6 providing me the information that you've provided, what other
7 steps are there from the Court's perspective that need to be
8 taken?

9 MR. CESTARO: So, as your Honor is aware, there is no
10 requirement that the Court accept or review the terms of the
11 Agreement itself, but in this case, since there has been a
12 hearing in this matter now, this hearing, there is a
13 requirement that the Court find that time should be excluded
14 under the speedy trial in the interest of justice.

15 And so we --

16 THE COURT: From when to when?

17 MR. CESTARO: During the pendency of the Deferred
18 Prosecution Agreement. And so the parties -- starting today.

19 THE COURT: Yeah, I mean, I know you just submitted
20 some cases about an hour ago. I was in a meeting and that's
21 why I was late. So I actually haven't looked at these cases at
22 all yet. I just understand you submitted them, but maybe you
23 can talk me through it now.

24 MR. CESTARO: So the Court's role, once there has
25 been a hearing in a deferred prosecution agreement, is to make

1 a finding whether or not it's appropriate to exclude time under
2 the Speedy Trial Act. And here, we, the parties, are jointly
3 moving orally, now at this hearing, that the Court make that
4 finding in the interest of justice.

5 But we will also follow up with written papers, a motion
6 and proposed order requesting that the Court do so; and that is
7 the primary role of the Court in a proceeding related to a
8 deferred prosecution agreement. There is no requirement that
9 the Court accept the terms of the Agreement or adjudicate the
10 terms of the Agreement.

11 Should disputes arise during the Agreement and motions be
12 filed with the Court, then obviously the Court would be
13 requested to adjudicate and rule on those, but that is not
14 something that is anticipated or expected at this point.

15 THE COURT: So the way you would propose the Speedy
16 Trial Act order or the way it would be handled would be to
17 cover -- would it be the length of the Agreement or would it be
18 the length of the Agreement plus any additional time? It looks
19 like -- I mean, it's a different timing issue than what you
20 have in the Agreement regarding the statute of limitations.
21 All you need to do, I assume, is just toll the clock up until
22 the end of the Agreement.

23 And your assumption is if nothing happens, then, you know,
24 the matter will be closed; but if something were to happen, you
25 would still have your full 70 days from wherever you decide you

1 want to move forward?

2 MR. CESTARO: Correct, your Honor.

3 THE COURT: Okay.

4 MR. CESTARO: Yes.

5 THE COURT: Okay.

6 Mr. Buchanan, is there anything you want to add or
7 clarify?

8 MR. BUCHANAN: No, your Honor. We agree with the
9 Government's request.

10 THE COURT: Okay.

11 Well, provisionally, I think I would agree that the time
12 between now and the end of the Deferred Prosecution Agreement
13 should be excluded from the speedy trial clock based on the
14 nature of this Agreement. I will take a look at the cases you
15 submitted, and it sounds as if you are planning to submit the
16 written motion. So I'll make that the formal ruling on the
17 issue once I've had a chance to look at these cases.

18 But I see no reason why I wouldn't -- at this point I
19 don't see any reason why I wouldn't agree with that.

20 Is there anything else we need to discuss today?

21 MR. BUCHANAN: No, your Honor.

22 THE COURT: Okay. Well, thank you very much. Have a
23 good afternoon.

24 MR. CESTARO: Thank you, your Honor.

25 MR. BUCHANAN: Thank you, your Honor.

1 THE DEPUTY CLERK: All rise.

2 This Honorable Court now stands adjourned.

3 (The proceedings were adjourned at 2:38 P.M.)

4

5 I, Marlene Martin-Kerr, FCRR, RPR, CRR, RMR, certify that
6 the foregoing is a correct transcript of the stenographic
7 record of proceedings in the above-entitled matter.

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9 Dated this 21st day of March, 2018.

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/s/

Marlene Martin-Kerr
Federal Official Court Reporter

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